

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

GERALD A. KELLOGG, an Individual,	)	
	)	
Plaintiff,	)	8:07CV70
	)	
v.	)	
	)	
NIKE, Inc., an Oregon Corporation, and	)	ORDER
NIKE USA, Inc., an Oregon	)	
Corporation,	)	
	)	
Defendants.	)	
_____	)	

This matter is before the court on the plaintiff's motion to withdraw its appeal of an order of the magistrate judge. Filing No. 134. Plaintiff has shown that the parties have resolved the dispute. Accordingly,

IT IS ORDERED that:

1. Plaintiff's motion to withdraw its appeal (Filing No. 134) is granted;
2. Plaintiff's appeal (Filing No. 129) is denied as moot.

DATED this 6<sup>th</sup> day of March, 2008.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge